Supreme Court, U.S.
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MICHAEL RODAK, JR., CLERK

No. 80-680

In the
Supreme Court of the United States
October Term, 1980

JACK WERNER,
Petitioner

v.

THE UPJOHN COMPANY, INC., and
RALPH J. CARBO, JR., M.D.,
Respondents.

BRIEF IN RESPONSE TO PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT

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November 26, 1980

THE CASILLAS PRESS, INC.–1717 K Street, N. W.–Washington, D. C.–223-1220

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STATEMENT OF FACTS

The respondent, Ralph J. Carbo, Jr., M.D., hereby adopts and incorporates, for the limited and exclusive purpose of his Response to Petition for Certiorari, the Statement of Facts made by the co-respondent, The Upjohn Company, Inc., in its Response to the Petition for Certiorari filed herein.

ARGUMENT

The respondent, Ralph J. Carbo, Jr., M.D., hereby adopts and incorporates the argument made by the co-respondent, The Upjohn Company, Inc., in its Response to the Petition for Certiorari filed herein.

CONCLUSION

For the reasons set forth by respondent The Upjohn Company, Inc., which are adopted and incorporated herein, respondent Carbo urges that the Writ of Certiorari be issued so that the judgment and opinion of the Court of Appeals for the Fourth Circuit may be reviewed and affirmed.

Respectfully submitted,

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